Justin Fok, Esq., CA State Bar #242272 1 Law Offices of Jean D. Chen 2 2107 N. First Street, Suite 300 San Jose, CA 95131 3 Telephone: (408) 437-1788 Facsimile: (408) 437-9788 4 Email: jfok@jclawoffice.com 5 Attorney for Plaintiff 6 Zhengxiang Li 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION 10 Zhenxiang Li, 11 Case No. C 07-3253 EDL 12 Plaintiff. PARTIES JOINT REQUEST TO BE 13 **EXEMPT FROM FORMAL ADR** v. **PROCESS** 14 **Alberto Gonzales**, United States Attorney 15 General, U.S. Department of Justice; Michael Chertoff, Secretary of the 16 Department of Homeland Security: Emilio T. Gonzalez, Director of United States) 17 Citizenship and Immigration Services 18 19 Defendants. 20 21 22 23

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process

Parties' Joint Request for Exemption C 07-3253 EDL

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1	will not be beneficial because this mandamus action is limited to plaintiff's request that this	
2	Court compel defendants to adjudicate the application for adjustment of status. Given the	
3	substance of the action and the lack of any potential middle ground, ADR will only serve to	
4	multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR	
5	L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and	
6	that they be excused from participating in the ADR phone conference and any further formal	
7	ADR process.	
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9		Respectfully Submitted,
10	Dated: September 4, 2007	<u>/s/</u>
11		Justin G. Fok Attorney for Plaintiff
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14	Dated: September 4, 2007	<u>/s/</u> Melanie L. Proctor
15		Assistant United States Attorney
16		Attorney for Defendants
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19	ORDER	
20	Pursuant to stipulation, IT IS SO ORDERE	D.
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22	Date:	Elizabeth D. Laporte
23		United States Magistrate Judge
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